

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

TAMARA MOORE, et al.,  
  
Plaintiffs,  
  
v.  
  
MARS PETCARE US, INC., et al.,  
  
Defendants.

Case No. 3:16-cv-7001-MMC

**PLAINTIFFS' AND DEFENDANTS MARS  
PETCARE US, INC.'S AND ROYAL  
CANIN U.S.A., INC.'S AGREED MOTION  
TO MODIFY PRETRIAL SCHEDULING  
ORDER**

WHEREAS, the Court entered its partial Case Management Schedule at the initial Case Management Conference, as confirmed by the Civil Minutes filed on February 19, 2021 (Dkt. No. 162);

WHEREAS, on October 4, 2021, the Parties stipulated and respectfully requested the Court extend certain discovery deadlines in the Case Management Schedule and Pretrial Schedule (Dkt. No. 172);

WHEREAS, on October 4, 2021, the Court granted the Parties' stipulated modification to the Case Management Schedule and Pretrial Schedule (Dkt. No. 173);

WHEREAS, on December 28, 2021, the Parties stipulated and respectfully requested the Court extend certain discovery deadlines in the Case Management Schedule and Pretrial Schedule (Dkt. No. 186);

1 WHEREAS, on January 5, 2022, the Court granted the Parties' stipulated  
2 modification to the Case Management Schedule and Pretrial Schedule (Dkt. No. 188);

3 WHEREAS, on April 13, 2022, the Parties stipulated and respectfully requested  
4 the Court extend certain discovery deadlines in the Case Management Schedule and  
5 Pretrial Schedule (Dkt. No. 204);  
6

7 WHEREAS, on April 13, 2022, the Court granted the Parties' stipulated  
8 modification to the Case Management Schedule and Pretrial Schedule (Dkt. No. 205);

9 WHEREAS, on July 26, 2022, the Court granted, as modified, Plaintiffs' Motion  
10 to Amend Pretrial Scheduling Order ("Amended Pretrial Schedule") (Dkt. No. 218);  
11

12 WHEREAS, Plaintiffs have not completed fact discovery relating to class  
13 certification against Defendants Mars Petcare U.S., Inc. ("Mars") and Royal Canin  
14 U.S.A., Inc. ("Royal Canin");

15 WHEREAS, in an effort to promote efficiency and minimize the burden on the  
16 parties and this Court, Plaintiffs and Defendants Mars and Royal Canin have met and  
17 conferred on numerous occasions regarding disputes and clarifications on discovery-  
18 related matters;  
19

20 WHEREAS, there is one outstanding discovery-related matter, which counsel  
21 are working together to cooperatively resolve;

22 WHEREAS, Plaintiffs have deposed two Rule 30(b)(6) designees identified by  
23 Defendants Mars and Royal Canin. The parties need to reschedule the deposition of  
24 Mr. Viral Patel, Mars' and Royal Canin's final Rule 30(b)(6) designee once the  
25 aforementioned discovery-related matter is resolved;  
26  
27  
28

1 WHEREAS, counsel for Plaintiffs and counsel for Defendants Mars and Royal  
2 Canin have conferred in good-faith and agreed to extend the discovery deadline to  
3 complete class certification discovery against Mars and Royal Canin in this case to  
4 provide additional time for Plaintiffs and Mars and Royal Canin to resolve the  
5 outstanding discovery-related matter and to complete the deposition of Mars' and  
6 Royal Canin's final Rule 30(b)(6) designee, Mr. Patel;

8 WHEREAS, the deadlines in the Amended Pretrial Schedule have yet to expire  
9 and this Motion is timely;

10 WHEREAS, Plaintiffs and Defendants Mars and Royal Canin seek to extend the  
11 date to complete fact discovery relating to class certification against Mars and Royal  
12 Canin until December 9, 2022 so that Plaintiffs may complete the deposition of Mars'  
13 and Royal Canin's final Rule 30(b)(6) designee, Mr. Patel. Plaintiffs and Defendants  
14 Mars and Royal Canin do not seek to extend any of the other deadlines in the Amended  
15 Pretrial Schedule set by this Court on July 26, 2022.

17 WHEREAS, good cause exists to extend the discovery deadline to permit  
18 Plaintiffs and Mars and Royal Canin time to resolve one outstanding discovery-related  
19 matter in advance of the deposition of Defendants Mars' and Royal Canin's final Rule  
20 30(b)(6) designee, Mr. Patel, and allow Plaintiffs time to prepare for Mr. Patel's  
21 deposition once the parties' discovery-related matter is resolved.

23 NOW, THEREFORE, Plaintiffs and Defendants Mars and Royal Canin, through  
24 their counsel, hereby respectfully request that the Court order the following  
25 modifications to the Amended Pretrial Schedule, with all other dates in the Amended  
26 Pretrial Schedule set by this Court on July 26, 2022 remaining the same.

Deadline	Amended Pretrial Schedule
Last Day for Plaintiffs to Complete Class Certification Discovery Against Mars/Royal Canin	December 9, 2022

Dated: November 11, 2022

WALKUP, MELODIA, KELLY & SCHOENBERGER

By: /s/

MATTHEW D. DAVIS

Attorneys for Plaintiffs

Dated: November 11, 2022

WILLIAMS & CONNOLLY LLP

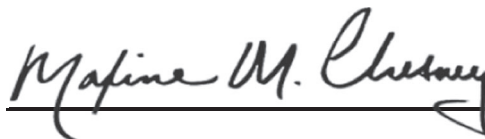
By: /s/

JOSEPH S. BUSHUR

Attorneys for Defendants Mars Petcare US, Inc. and Royal Canin U.S.A., Inc.

**IT IS SO ORDERED.**

Date: November 14, 2022



MAXINE M. CHESNEY

United States District Judge